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MIRICK O'CONNELL
ATTORNEYS AT LAW
MIRICK, O'CONNELL, DEMALLIE & LOUGEE, LLP

September 1, 2005

Mail Stop: Amendments
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Re: Applicant: Zappala
Serial No.: 10/734070
Filed: March 30, 2001
For: Preemptive Analgesic Agent and Methods of Use
Examiner: Donna Jagoe
Group: 1614
Docket No. 16865-00019

Dear Sir:

Enclosed is a Response to the Office Action mailed on March 1, 2005, in the subject application.

If for any reason this Response is found to be incomplete, or if at any time it appears that a telephone conference with counsel would help advance prosecution, please telephone the undersigned in Worcester, Massachusetts (508) 791-8500.

If any payment during prosecution is found to be insufficient or if any overpayment is found, please charge any deficiency or credit any overpayment to my deposit account number 50-1582. A copy of this letter is enclosed for use by the Finance Branch in the event that it is necessary to make any charge or credit to my deposit account.

Kindly acknowledge receipt of the foregoing by returning the enclosed self-addressed postcard.

Sincerely,

Jennifer E. Haeckl
Jennifer E. Haeckl

JEH/jml
Enclosures

MIRICK O'CONNELL



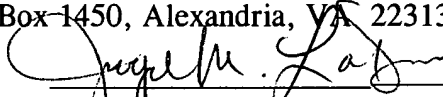
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Stephen Zappala
Patent No. 6,329,398 B1
Reissue Appl. No.: 10/734,070
Filed: March 30, 2001
For: PREEMPTIVE ANALGESIC AGENT AND METHODS OF USE
Examiner: Donna Jagoe
Group: 1614
Docket No.: 16865-00019

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Commissioner for Patents
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CERTIFICATE OF EXPRESS MAILING

I hereby certify that the attached correspondence is being mailed via Express Mail Certificate No. _____, on this 1st day of September, 2005, addressed to Mail Stop: Amendments, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.


Joyce LaDow

RESPONSE TO OFFICE ACTION

Introductory Remarks

This is a Response to the Office Action dated March 1, 2005 in the subject application.

The Applicant appreciates the Examiner's thorough examination of the application and consideration of the prior art, and requests reconsideration and allowance based on the following remarks.

09/07/2005 HADBELR1 00000019 10734070

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